

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Forest Department - Allegation of acquisition of assets disproportionate to the known sources of his income against Sri M.V.V. Satyanarayana Murthy, Assistant Conservator of Forests (Retd) formerly Forest Range Officer, Eluru Range, Rajahmundry Circle - Departmental inquiry conducted - Inquiry finalized and findings received - Show-cause Notice issued - Explanation received - Imposition of penalty of 2% cut in pension for a period of one (1) year - Final orders - Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (SEC.IV) DEPARTMENT

G.O.MS.No. 86

Dated:29-10-2014
Read the following:

1. From D.G., ACB Lr No.98/RCA-EWG/08., dt: 29.7.08.
2. Reprn. From Sri M.V.V.Satyanarayana Murthy, FRO, dt:9-10-2009.
3. Govt.Memo.No.3688/For.IV/A1/08-5, dt:26-10-2009.
4. From the D.G., ACB, Lr.Rc.NO.98/RCA-EWG/08-S13, dt:29-6-2010.
5. Govt.Memo.No.3688/for.IV/A1/2008-7, dt:11-8-2010.
6. G.O.Ms.No.164, EFS&T(For.IV) Dept., dt:28-9-2010.
7. Govt.Memo.No.3688/For.IV/A1/2008-8, dt:28-9-2010.
8. From the Prl.CCF Ref.No.20924/2008/K3, dt:18-1-2013.
9. Govt.Memo.No.3688/For.IV/A1/2008-11, dt:1-7-2013.
10. From the Prl.CCF Ref.No.20924/2008/K3, dt:18-12-2013.
11. Govt.Lr.No.3688/For.IV/A1/2008-8, dt:28-2-2014.
12. From the Secretary(FAC), APPSC, A.P., Hyderabad, Lr.No.616/RT/3/2014, dt:16-09-2014.

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ORDER:

On the allegations of acquisition of assets disproportionate to the known sources of income and also for violation of conduct rules, as reported by the Director General, Anti-Corruption Bureau, Hyderabad, an Article of Charge was issued against Sri M.V.V. Satyanarayana Murthy, Assistant Conservator of Forests (Retd), formerly Forest Range Officer, Eluru Range, vide Principal Chief Conservator of Forests, AP Hyd., Rc.No.20924/ 2008/P1, dt.08-10-2010, on the following count:-

Article : "That Sri Manepalli Veera Venkata Satyanarayana Murthy, S/o Late Narasimha Murthy having joined in Government Service in the Forest Department as Forester on 26-08-1977 later he was promoted as Forest Range Officer. He worked as FRO Eluru, West Godavari District from 27-08-2005 to 01-05-2008 while functioning in the above capacities during the period between 26-08-1977 to 27-08-2008 Sri Manepalli Veera Venkata Satyanarayana Murthy, FRO committed grave misconduct in as much as he was acquired/disposed assets disproportionate to his known sources by corrupt or dubious means to an extent of Rs.58,59,464/-.

During the aforesaid check period Sri Manepalli Veera Venkata Satyanarayana Murthy, FRO acquired worth Rs.46,63,798/- as against his total income of Rs.40,64,636/- and incurred expenditure of Rs.52,60,302/- and thereby his extra expenditure could have been Rs.11,95,666/- and thereby acquired assets worth Rs.58,59,464/- disproportionate to the known sources of his income for which he could not satisfactory account for."

2. The Charged Officer acknowledged the receipt of Article of Charge on 28-10-2010. Since the Charged Officer failed to submit his written statement of defense within the stipulated time, the Prl. Chief Conservator of Forests, AP, Hyderabad, in his Rc.No.20924/2008/P1, dt.29-11-2010, has appointed the Conservator of Forests, Rajahmundry and Sri V. Subba Raju, Inspector of Police, ACB, Eluru as Inquiry Officer and Presenting Officer respectively for conducting enquiry.

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3. Further, in the Principal Chief Conservator of Forests, A.P., Hyderabad vide Rc.No.20924/2008/P1, dt.03-06-2011, additional Article of Charge was issued against the Charged Officer on the following counts:-

Article-I: "That the Government servant Sri Manepalli Veera Venkata Satyanarayana Murthy, formerly FRO Eluru while functioning as Eluru during the period from 26-08-1977 to 01-05-2008 did not obtain prior permission from the competent authority and not intimated to the competent authority for acquisition of assets acquired in his name and in the names of his family members"

4. The Charged Officer submitted statement of defense on 02-07-2011. The Inquiry Officer conducted enquiry and submitted findings vide CF, Rajahmundry Rc.No.3091/2008/M8, dt.31-07-2012, in which the Inquiry Officer has concluded that the charge of acquiring disproportionate assets is held not proved and the additional charges i.e., the A.O., has not obtained prior permission from the competent authority and not intimated to the competent authority for acquisition of assets acquired in his name and in the names of his family members is proved and the charge for his failure to submit annual property returns to the competent authority for the years 1979, 1980, 1991 and 1999 is partly proved. The findings of the Inquiry Officer were communicated to the Charged Officer and obtained further defense statement.

5. Sri M.V.V. Satyanarayana Murthy retired from Government service on attaining the age of superannuation on 28.02.2009 in the category of Assistant Conservator of Forests and hence the disciplinary proceedings are continued as per Rule 9 of A.P. Revised Pension Rules, 1980.

6. After careful examination of the matter, with reference to the findings of the Commissioner of Inquiries, the remarks of the Prl. Chief Conservator of Forests, and material made available, Government provisionally decided to impose a penalty of 2% cut in pension for a period of one (1) year against Sri M.V.V. Satyanarayana Murthy, Assistant Conservator of Forests (Retd), under rule 9 of A.P. Revised Pension Rules, 1980.

7. Accordingly, a Show-Cause-Notice was issued to the retired officer vide reference 9th read above. The Charged Officer submitted his explanation through the reference 10th read above and in which he has not put forth any new points except reiterating his earlier version. The concurrence of Andhra Pradesh Public Service Commission has been obtained vide reference 12th read above.

8. Government after careful examination of the matter hereby order to impose the penalty of 2% cut in pension for a period of one (1) year against the Charged Officer Sri M.V.V. Satyanarayana Murthy, Assistant Conservator of Forests (Retd), formerly FRO, Eluru Range, Rajahmundry Circle, under rule 9 of A.P. Revised Pension Rules, 1980.

9. The Principal Chief Conservator of Forests, A.P. Hyderabad is requested to take action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P. SINGH
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests, Andhra Pradesh, Hyderabad.
The Individual (through Principal Chief Conservator of Forests).

Copy to:
The Accountant General (A&E) A.P., Hyderabad.
The Director of Treasuries & Accounts, Hyderabad, A.P.
The Secretary(FAC), A.P. Public Service Commission, Hyderabad(with ref. to
Lr. No. 616/RT/3/2014, Dt:15.10.2014)

Sf./Sc.

//FORWARDED :: BY ORDER//

SECTION OFFICER